

# HOUSE BILL No. 1246

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## DIGEST OF INTRODUCED BILL

**Citations Affected:** IC 4-9.1-1-7; IC 20-1-20.5-14.

**Synopsis:** Education roundtable. Requires the department of education to administer and provide staff for the education roundtable. Prohibits the department of education from entering into an agreement under which the commission for higher education would administer or staff the education roundtable. Prohibits the transfer of money that is appropriated to the department of education and intended for use for the education roundtable.

**Effective:** July 1, 2004.

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January 15, 2004, read first time and referred to Committee on Education.

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Second Regular Session 113th General Assembly (2004)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2003 Regular Session of the General Assembly.

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**HOUSE BILL No. 1246**



A BILL FOR AN ACT to amend the Indiana Code concerning education.

*Be it enacted by the General Assembly of the State of Indiana:*

1 SECTION 1. IC 4-9.1-1-7 IS AMENDED TO READ AS  
2 FOLLOWS [EFFECTIVE JULY 1, 2004]: Sec. 7. (a) The board may  
3 transfer money between state funds, and the board may transfer money  
4 between appropriations for any board, department, commission, office,  
5 or benevolent or penal institution of the state. After the transfer is made  
6 the money of the fund or appropriation transferred is not available to  
7 the fund or the board, department, commission, office, or benevolent  
8 or penal institution from which it was transferred.

9 (b) An order by the board to make a transfer under this section is  
10 sufficient authority for the making of appropriate entries showing the  
11 transfer on the books of the auditor of state and treasurer of state.

12 (c) The authority given the board under this section to make  
13 transfers does not apply to **either of the following**:

14 (1) Trust funds. For the purposes of this section, "trust fund"  
15 means a fund which by the constitution or by statute has been  
16 designated as a trust fund or a fund which has been determined by  
17 the board to be a trust fund.



1           **(2) Appropriations excluded by law. For purposes of this**  
 2           **section, "appropriations excluded by law" means an**  
 3           **appropriation that, either in the appropriation or in any other**  
 4           **law, is specifically exempt from the transfer process**  
 5           **established in this section.**  
 6           SECTION 2. IC 20-1-20.5-14 IS ADDED TO THE INDIANA  
 7           CODE AS A NEW SECTION TO READ AS FOLLOWS  
 8           [EFFECTIVE JULY 1, 2004]: **Sec. 14. (a) The department shall**  
 9           **administer and provide staff for the roundtable.**  
 10           **(b) The department may not enter into any:**  
 11           **(1) memorandum of understanding;**  
 12           **(2) agreement; or**  
 13           **(3) contract;**  
 14           **with the commission for higher education to administer the**  
 15           **roundtable or any part of the roundtable.**  
 16           **(c) An appropriation that is:**  
 17           **(1) made to the department; and**  
 18           **(2) intended for use for the roundtable;**  
 19           **is not subject to transfer by the state board of finance under**  
 20           **IC 4-9.1-1-7.**

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